IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 17063 of 2003

For Approval and Signature:

HON'BLE MR.JUSTICE K.M.MEHTA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

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LAVAL DOODH UTPADAK SAHAKARI MANDALI LTD.

Versus

STATE OF GUJARAT

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Appearance:

1. Special Civil Application No. 17063 of 2003

MR UM SHASTRI for Petitioner No. 1

MR DA DESAI AGP for Respondent No. 1,3

NOTICE SERVED BY DS for Respondent No. 2

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CORAM : HON'BLE MR.JUSTICE K.M.MEHTA

Date of decision: 05/03/2004

ORAL JUDGEMENT

1. Heard the learned advocate Mr. U.M. Shastri

learned advocate for the petitioner and Mr.D.A. Desai, learned A.G.P. for the respondents no. 1 and 3.

2. The petitioner has filed the present petition for quashing and setting aside the order dated 30-9-2003 passed by the District Registrar, Coop. Societies, Nadiad and the judgment and order 30-9-1994 passed by the same authority in Appeal No. 66 of 1994.

3. When this matter was placed for hearing, this Court has passed the order on 9-12-2003 issuing the notice returnable on 22-12-1999.

4. Mr. Desai learned A.G.P. has produced the copy of the report dated 4-3-2004 along with the letter dated 4-3-204 addressed by the District Registrar, Coop. Societies, Nadiad to the Asstt. Government Pleader, High Court of Gujarat, which is taken on record.

5. In view of the aforesaid report 4-3-2004 and the letter dated 4-3-2004 of the Dist. Registrar, Coop. Societies, Nadiad, this petition is allowed and order dated 30-9-2003 passed by the District Registrar, Coop. Societies, Nadiad and the judgment and order 30-9-1994 passed by the same authority in Appeal No. 66 of 1994 are hereby quashed and set aside. Rule is made absolute to the aforesaid extent, with no order as to costs.

(K.M. Mehta, J.)

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